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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA**

CENTER FOR BIOLOGICAL DIVERSITY,
NATURAL RESOURCES DEFENSE
COUNCIL, and PACIFIC ENVIRONMENT,
non-profit corporations,

Plaintiffs,

v.

DIRK KEMPTHORNE, Secretary of the Interior,
and U.S. FISH AND WILDLIFE SERVICE,

Defendants.

Case No.: 07-cv-06406 MHP

**JOINT STIPULATION AND [PROPOSED]
ORDER TO CONTINUE INITIAL CASE
MANAGEMENT CONFERENCE**

Pursuant to Civil L.R. 6-2 and 7-12, this Stipulation is entered into by and between Plaintiffs, Center for Biological Diversity, Natural Resources Defense Council, and Pacific Environment, and Defendants, Dirk Kempthorne, Secretary of the United States Department of the Interior, and the U.S. Fish and Wildlife Service.

WHEREAS, on December 19, 2007, Plaintiffs filed a Complaint for Declaratory and Injunctive Relief pursuant to the Administrative Procedure Act, 5 U.S.C. §§ 701-706, and the Endangered Species Act, 16 U.S.C. §§ 1531-1544;

WHEREAS, the Initial Case Management Conference in this matter is currently set for March 24, 2008, at 4:00 p.m.;

WHEREAS, recent discussions between the Parties as to settlement of this litigation have proven productive;

WHEREAS, no extensions of time have previously been granted to either party;

NOW, THEREFORE, the parties hereby Stipulate and Agree as follows:

1. A 30-day continuance of the Initial Case Management Conference is necessary to allow sufficient time for fruitful settlement discussions.

2. The Initial Case Management Conference shall be continued to April 24, 2008, at 4:00 p.m.

DATE: March 12, 2008

Respectfully Submitted,

/s/ Andrea A. Treece

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14 PURSUANT TO STIPULATION, IT IS SO ORDERED.
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Hon. Marilyn Hall Patel
UNITED STATES DISTRICT JUDGE